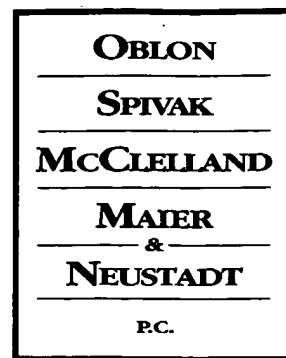




Docket No.: 219774US0X CIP

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231



ATTORNEYS AT LAW

RE: Application Serial No.: 10/076,406
Applicants: Bettina MOECKEL, et al.
Filing Date: February 19, 2002
For: NUCLEOTIDE SEQUENCES WHICH CODE FOR
THE rpoB GENE
Group Art Unit: 1652
Examiner: RICHARD G. HUTSON

RECEIVED
APR 09 2003
TECH CENTER 1600/2900

SIR:

Attached hereto for filing are the following papers:

Response to Restriction Requirement

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.


Norman F. Oblon

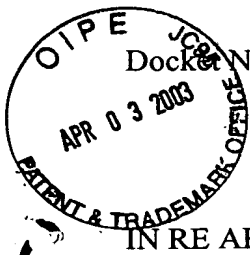
Registration No. 24,618



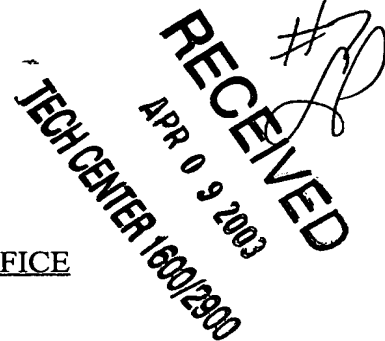
22850

(703) 413-3000 (phone)
(703) 413-2220 (fax)

Thomas W. Barnes, III
Registration No. 52,595



Docket No.: 219774US0XCIP



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

:

BETTINA MOECKEL, et al.

: GROUP ART UNIT: 1652

SERIAL NO: 10/076,406

: EXAMINER: RICHARD G. HUTSON

FILED: February 19, 2002

:

FOR: NUCLEOTIDE SEQUENCES WHICH CODE FOR THE rpoB GENE

RESPONSE TO RESTRICTION REQUIREMENT

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the Official Action dated March 3, 2003, Applicants elect, with traverse, Group I, Claims 1-10, 18, 19, 24, 25, 30, 31, 36, 37, 38, 39, 40, 41, 83 and 84, drawn to an isolated polynucleotide which encodes a protein (SEQ ID NO: 2, vectors and host cells comprising said polynucleotide), for further prosecution.

REMARKS

The Office has required restriction in the present application as follows:

- | | |
|------------|---|
| Group I: | Claims 1-10, 18, 19, 24, 25, 30, 31, 36, 37, 38, 39, 40, 41, 83 and 84, drawn to an isolated polynucleotide which encodes a protein (SEQ ID NO: 2, vectors and host cells comprising said polynucleotide; |
| Group II: | Claim 11, drawn to an isolated polymerase (SEQ ID NO: 2); |
| Group III: | Claim 12, drawn to an isolated polymerase (SEQ ID NO: 4); |
| Group IV: | Claim 13, drawn to an isolated polymerase (SEQ ID NO: 6); |
| Group V: | Claims 14, 15, 20-21, 26, 27, 32, 33, 40, 42, 85 and 86, drawn to an |